

, UNITED STATES DISTRICT COURT  
DISTRICT OF NEBRASKA

SHANE HARRINGTON, H & S CLUB OMAHA,  
INC., CLUB 120, INC. dba INFINITY, Individually  
and on Behalf of Others Similarly Situated,

Plaintiffs,

- versus -

CITY OF OMAHA, DOUGLAS COUNTY  
NEBRASKA, and AIMEE MELTON, CHRIS  
JERRAM, PETE FESTERSEN, BEN GRAY,  
VINNY PALERMO, RICH PAHLS, BRINKER  
HARDING, JEAN STOTHERT, TODD  
SCHMADERER, STEVE MARTINEZ, TIMOTHY  
DUNNING, JASON MENNING, SHAWN  
HARPER, SCOTT BURESH, PAUL LAWSON,  
MIKE SUNDERMEIER, CHRIS PERKINS,  
VAUGHN COTTON, JAMES HALEY, RICHARD  
HAWTHORNE, DUANE EIVINS, KURT  
URKOSKI, ELIZABETH BUTLER and ADI  
POUR, in their individual and official capacities,

Defendants.

**Case No.: 8:20-cv-412**

**INDIVIDUAL AND CLASS ACTION  
COMPLAINT AND REQUESTS FOR  
EQUITABLE RELIEF**

**JURY DEMANDED**

**INTRODUCTION**

Since 2017, Defendants have engaged in a custom and policy of discriminatory conduct against Plaintiffs resulting in seven-figure lost earnings and violations of Plaintiffs' civil rights and those of their dancers and members. In 2016, Plaintiffs obtained written permission from the Omaha law department to open and operate a private membership strip club with BYOB (bring your own booze) in Omaha. However, after opening in 2017, the City of Omaha passed a bottle club ordinance that attempted to criminalize Plaintiffs' business. Litigation ensued including appeals that were scheduled for argument before the Nebraska Supreme Court and 8<sup>th</sup> Circuit Court of Appeals. In the summer of 2019, the parties reached an agreement at a City Council hearing and confirmed by way of emails that Plaintiffs would be granted a liquor license at 2615